

## **MINUTES**

### **EAU CLAIRE CITY COUNCIL LEGISLATIVE MEETING**

**Tuesday, February 28, 2023**

**City Council Chamber**

**4:00 p.m.**

#### **PLEDGE OF ALLEGIANCE AND ROLL CALL**

Council President Weld called the meeting to order. The following Council Members were present: Emily Anderson, Emily Berge, Jill Christopherson, Kate Felton, Jeremy Gragert, Charles Johnson, Roderick Jones, Larry Mboga, Joshua Miller, Terry Weld and Andrew Werthmann.

#### **CONSENT AGENDA**

The Council considered a resolution adopting the Consent Agenda for the following items of routine business on Tuesday, February 28, 2023:

- Adopting the Consent Agenda.
- Approving the Minutes of the February 14, 2023 Council Legislative Session.
- Granting new bartender licenses.
- Granting a Temporary Class B Fermented Malt Beverage license to Downtown Eau Claire Inc., President, Mike Dill, on April 30, 2023, at the Four Corner's parking lot, 219 S. Barstow Street, for the Eau Claire Marathon event.
- Granting a permanent expansion of the Class B Fermented Malt Beverage licensed premise of Hangar 54 Grill LLC, d/b/a Hangar 54, 3800 Starr Avenue, to include the gate waiting area of the airline terminal.
- Exempting the City of Eau Claire from the Chippewa County Tax Levy for Library Services.
- Authorizing the Eau Claire Marathon, LLC to conduct the Eau Claire Marathon on Saturday and Sunday, April 29-30, 2023 in Phoenix Park, and along City streets, sidewalks, and trails.

Thereupon a motion was offered by Council Member Werthmann and seconded by Council Member Jones "to adopt the consent resolution." Said motion passed by unanimous vote.

#### **BUSINESS AGENDA**

The City Council considered a set of resolutions granting a Combination Class B Intoxicating Liquor & Fermented Malt Beverage license to:

- Jazzy Flowers, LLC, d/b/a The Good Wives  
2161 Eastridge Center, Emily T. Rieck, agent.  
OR
- Silly Serrano Mexican Restaurant LLC, d/b/a Silly Serrano Mexican Restaurant  
2006 Cameron Street, Sheila M. Arredondo, agent.  
OR
- Country Beverages, LLC, d/b/a Country Beverages, LLC 5775 20th Avenue, Bernt A. Gunderson, agent.

The Emily Rieck, applicant presented on behalf of The Good Wives.  
Sheila Arredondo, the applicant presented on behalf of Silly Serrano.

Brian Nodolph, presented on behalf of Country Beverages.

The City Council considered a resolution granting a Combination Class B Intoxicating Liquor & Fermented Malt Beverage license to: Jazzy Flowers, LLC, d/b/a The Good Wives. Thereupon a motion was offered by Council Member Gragert and seconded by Council Member Felton “to adopt the resolution.” Said motion passed by a vote of:

Aye: Council Members Anderson, Berge, Christopherson, Felton, Gragert, Johnson, Jones, and Miller.

Nay: Council Members Mboga, Weld, and Werthmann.

The City Council considered a resolution granting a Combination Class B Intoxicating Liquor & Fermented Malt Beverage license to: Silly Serrano Mexican Restaurant LLC, d/b/a Silly Serrano Mexican Restaurant. Thereupon a motion was offered by Council Member Miller and seconded by Council Member Anderson “to adopt the resolution.” Said motion failed by a vote of:

Aye: Council Member Werthmann.

Nay: Council Members Anderson, Berge, Christopherson, Felton, Gragert, Johnson, Jones, Mboga, Miller, and Weld.

The City Council considered a resolution granting a Combination Class B Intoxicating Liquor & Fermented Malt Beverage license to: Country Beverages, LLC, d/b/a Country Beverages, LLC. Thereupon a motion was offered by Council Member Berge and seconded by Council Member Christopherson “to adopt the resolution.” Said motion failed by a vote of:

Aye: Council Members Mboga and Weld.

Nay: Council Members Anderson, Berge, Christopherson, Felton, Gragert, Johnson, Werthmann.

The City Council considered a resolution authorizing the City Manager to enter into a Development Agreement with Merge, LLC for construction of residential housing over the Transit Transfer Center. Thereupon a motion was offered by Council Member Mboga and seconded by Council Member Johnson “to adopt the resolution.” Said motion passed by unanimous vote.

Council Member Johnson left.

The City Council considered a resolution approving a contract with Catholic Charities for ARPA funding awarded to Community Haven House. Thereupon a motion was offered by Council Member Werthmann and seconded by Council Member Jones “to adopt the resolution.” Said motion passed by unanimous vote.

The City Council considered a resolution authorizing the Community Services Department to accept a monetary donation from the Amalgamated Transit Union for free transit rides on Election Day, April 4, 2023 and for marketing the event. Thereupon a motion was offered by Council Member Gragert and seconded by Council Member Felton “to adopt the resolution.” Said motion passed by unanimous vote.

Council Member Johnson returned.

The City Council considered a resolution authorizing the Community Services Department to accept a monetary donation from the Chippewa Valley Transit Alliance for free transit rides on Earth Day, April 22, 2023 and for marketing the event. Thereupon a motion was offered by Council Member Miller and seconded by Council Member Anderson “to adopt the resolution.” Said motion passed by unanimous vote.

The City Council considered a resolution authorizing the City of Eau Claire Engineering Department to apply for the Bipartisan Infrastructure Law (BIL) Grant monies for the purpose of replacing the Dewey Street Bridge. Thereupon a motion was offered by Council Member Berge and seconded by Council Member Christopherson “to adopt the resolution.” Said motion passed by unanimous vote.

The City Council considered a resolution approving the project and levying special assessments for street and utility improvements on: Fourth Street, Platt Street to Cedar Street (23-110). Thereupon a motion was offered by Council Member Mboga and seconded by Council Member Johnson “to adopt the resolution.” Said motion passed by unanimous vote.

The City Council considered a resolution approving the project and levying special assessments for street and utility improvements on: McKinley Avenue, Park Avenue to State Street (23-116). Thereupon a motion was offered by Council Member Werthmann and seconded by Council Member Jones “to adopt the resolution.” Said motion passed by unanimous vote.

The City Council considered a resolution approving the project and levying special assessments for street and utility improvements on: Roosevelt Avenue, Park Avenue to State Street (23-117). Thereupon a motion was offered by Council Member Gragert and seconded by Council Member Felton “to adopt the resolution.” Said motion passed by unanimous vote.

The City Council considered a resolution approving the project and levying special assessments for street and utility improvements on: Meadow Lane, Golf Road to Rudolph Road (23-118).

Thereupon a motion was offered by Council Member Felton and seconded by Council Member Gragert “to amend the resolution” by changing the width of the road to 30 feet. Said motion passed by unanimous vote.

Thereupon a motion was offered by Council Member Werthmann and seconded by Council Member Anderson “to amend the resolution” by directing the Engineering Department to work with residents to allow flexibility in curb and boulevard placement including back of curb sidewalk. Said motion failed by the following vote:

Aye: Council Members Anderson, Johnson, Jones, Mboga, and Werthmann

Nay: Council Members Berge, Christopherson, Felton, Gragert, Miller, and Weld

Christopherson left.

Thereupon a motion was offered by Council Member Anderson and seconded by Council Member Werthmann “to amend the resolution” by directing the Engineering Department to use to 6” sloped curb and gutter type D. Said motion passed by unanimous vote.

Christopherson returned

Thereupon a motion was offered by Council Member Werthmann and seconded by Council Member Berge “to amend the resolution” by directing the Engineering Department to work with residents to allow flexibility in curb and boulevard placement and for the boulevard to be not less than 5 feet in width. Said motion passed by unanimous vote. A vote was then taken “to adopt the resolution” as amended. Said motion passed by unanimous vote.

The City Council considered a resolution approving the project and levying special assessments for street and utility improvements on: Rudolph Road, Meadow Lane to Golf Road (23-119). Thereupon a motion was offered by Council Member Anderson and seconded by Council Member Werthmann “to amend the resolution” by directing the Engineering Department to mill the road and not replace the road. Said motion passed by unanimous vote. A vote was then taken “to adopt the resolution” as amended. Said motion passed by unanimous vote.

The City Council considered a resolution ordering sidewalk to be repaired in accordance with Wisconsin Statute s. 66.0907 on the following streets:

- Fourth Street, Platt Street to Cedar Street (23-110);
- McKinley Avenue, Park Avenue to State Street (23-116);
- Roosevelt Avenue, Park Avenue to State Street (23-117);
- Rudolph Road, Meadow Lane to Golf Road (23-119).

Thereupon a motion was offered by Council Member Mboga and seconded by Council Member Johnson “to adopt the resolution.” Said motion passed by unanimous vote.

## **ORDINANCES**

The Council considered an ordinance to create Chapter 9.57 entitled “Neighborhood Association Event” and to amend Chapter 9.58 entitled “Block Party” and Chapter 9.59 entitled “Special Events” of the City Code of Ordinances. Thereupon a motion was offered by Council Member Werthmann and seconded by Council Member Jones “to adopt the ordinance.” Said motion passed by unanimous vote.

The City Council had first reading on an ordinance to amend Chapter 2.04 entitled “City Government” and specifically to create section 2.04.055 entitled “Committee Remote Attendance” of the City Code of Ordinances.

The City Council had first reading on an ordinance to rezone property from I-1P to C-3P located at 1495 Hamilton Avenue for a storage facility project (Z-1721-23).

**ADJOURNMENT**

The meeting adjourned without objection.

Adjournment: February 28, 2023

Time: 7:22 p.m  
ATTEST:

/s/ Terry L. Weld  
Council President

/s/ Nicholas L. Koerner  
City Clerk